

REMARKS

Reconsideration of this application, as amended, is respectfully requested.

Claims 10 and 11 have been cancelled without prejudice rendering the §102(e) rejection moot.

Claims 1-9 were rejected under 35 USC §103(a) as allegedly obvious over Rink et al. in view of Anacker et al.

It is respectfully submitted that Anacker is not available as a reference since Anacker would only be available as a reference under §102(e) and was under an obligation of assignment to the assignee of the present invention as evidenced by the attached assignment. Therefore, it is not believed Anacker is available as a secondary reference and the §103 rejection must be withdrawn.


The amendment to claim 5 is believed to overcome this §112, second paragraph rejection of that claim.

In view of the foregoing, it is believed that all rejections should be withdrawn.

If any fees are due to enter this paper or to maintain pendency of this application, authorization is given to charge deposit amount no. 50-0624.

Respectfully submitted,

FULBRIGHT & JAWORSKI, L.L.P.



James R. Crawford
Attorney for Applicants
Registration No. 39,155

FULBRIGHT & JAWORSKI, L.L.P.
666 Fifth Avenue
New York, New York 10103
(212) 318-3148
Enclosures

MARKED-UP COPY OF CLAIM

Claim 5 (Once Amended) A gas generator according to claim 1, wherein the number of radial openings in [said] an igniter tube increases toward said outlet chamber.

ASSIGNMENT

For good and valuable consideration, the sufficiency and receipt of which is hereby acknowledged, as a below named inventor, I hereby sell and assign to Dynamit Nobel GmbH Explosivstoff-und Systemtechnik of Kaiserstrasse 1, D-53840 Troisdorf, Germany its successors and assigns or other legal representatives all my rights, title and interest, in and for the United States of America, in and to

Gas Generator

invented by me (if only one is named below) or us (if plural inventors are named below) and described in the application for United States Letters Patent therefor, Serial No. 09/446,021 filed December 16, 1999, and all United States Letters Patent which may be granted therefor, and all divisions, continuations and extensions thereof, the said interest being the entire ownership of the said Letters Patent when granted, to be held and enjoyed by said Dynamit Nobel GmbH Explosivstoff-und Systemtechnik, its successors, assigns or other legal representatives, to the full end of term for which said Letters Patent may be granted, as fully and entirely as the same would have been held and enjoyed by me or us if this assignment and sale had not been made;

And I hereby agree to sign and execute any further documents or instruments which may be necessary, lawful, and proper in the prosecution of the above-named application or in the preparation and prosecution of any continuing, continuation-in-part, substitute, divisional, renewal, reviewed or reissue applications or in any amendment, extension, or interference proceedings, or otherwise to secure the title thereto in said assignee;

And I do hereby authorize and request the Commissioner of Patents to issue said Letters Patent to said Dynamit Nobel GmbH Explosivstoff-und Systemtechnik.

(Full Name)

(Signature)

- 1) Date 01. März 2000 Inventor Lothar ANACKER
Residence Kersbach, Germany Citizenship German
Post Office Address Dorfstrasse 16a, D-91233 Kersbach, Germany
- 2) Date 02. März 2000 Inventor Karl BAYER
Residence Berg, Germany Citizenship German
Post Office Address Mitterrohrenstadt 45, D-92348 Berg, Germany
- 3) Date 01.03.2000 Inventor Eduard BERENZ
Residence Furth, Germany Citizenship German
Post Office Address Emil-Nolde-Strasse 29, D-90768 Furth, Germany
- 4) Date 03.3.2000 Inventor Owe BREDE
Residence Furth, Germany Citizenship German
Post Office Address Boenerstrasse 32, D-90765 Furth, Germany
- 5) Date 29. Feb. 2000 Inventor Anton BRETFELD
Residence Furth, Germany Citizenship Germany
Post Office Address Kreutzsteinweg 28, D-90765 Furth, Germany

Witness(es)

All) 2) Hildekinge 4) Hildekinge
Hildekinge 3) A. Traisel 5) A. Traisel
Hildekinge 2) Hildekinge 3) Hildekinge
Hildekinge

Date 29. Feb. 2000 (Full Name) Josef KRAFT (Signature) Josef Kraft
 Residence Berg, Germany Citizenship German
 Post Office Address Heinrichsburgstrasse 33, D-92348 Berg, Germany
 Date 01. März 2000 Inventor Gerit SCHEIDERER Gerit Scheiderer
 Residence Furth, Germany Citizenship German
 Post Office Address Spitzwiesenstrasse 16, D-90765 Furth, Germany
 Date 01. März 2000 Inventor Waldemar WEUTER Waldemar Weuter
 Residence Furth, Germany Citizenship German
 Post Office Address Kronacher Strasse 44 b, D-90765 Furth, Germany
 Date 01. März 2000 Inventor Jiang ZHANG Jiang Zhang
 Residence Nurnberg, Germany Citizenship German
 Post Office Address Steinstrasse 24, D-90419 Nurnberg, Germany
 Date _____ Inventor _____
 Residence _____ Citizenship _____
 Post Office Address _____
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 Date _____ Inventor _____
 Residence _____ Citizenship _____
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